THE HONOURABLE SRI JUSTICE D. APPA RAO

WRIT PETITION NO.6791 OF 2006

Dated: 24.05.2006

Between:

S. Narsa Reddy, S/o Gunda Reddy. … Petitioner

AND

The Assistant Engineer,

Operation (Electrical),

APCPDCL, Nyalakal,

Medak District and others.

… Respondents

THE HONOURABLE SRI JUSTICE D. APPA RAO

WRIT PETITION NO. 6791 OF 2006

ORDER:

When the petition for interim direction filed by the petitioner is listed for hearing, at the request of both the parties, the main writ petition itself is being heard and decided.

This writ petition is field by the petitioner seeking a writ of mandamus to declare the inaction of the respondents 1 to 3 in laying the transmission line to his bore well bearing No.S.C.No.220, situated in Sy.No.90, Mungi village, Nyalakal Mandal, Medak District, as illegal and arbitrary and consequently, direct the respondents to lay a transmission line to the bore well.

It is the case of the petitioner that he is the owner of the land of an extent of Ac.8.32 guntas in Sy.No.90 situated in Mungi village, Nyalakal Mandal, Medak District. He applied for service connection to his bore well in the year 2002 by installing 5 HP motor. The respondents 1 to 3 provided service connection bearing No.SC.No.220 and sanctioned transmission line to the bore well of the petitioner on payment of Rs.5,657/-. Accordingly, the petitioner paid the said amount on 22.3.2006. The respondents 1 to 3 laid poles. While so, the 4th respondent, who is a neighbourer to the petitioner, damaged the said poles, for which criminal case was filed. Owing to the said dispute, though the petitioner paid the amount as demanded by the respondents 1 to 3 and the service connection was provided, they are not supplying electricity power.

The learned Standing counsel for the respondents 1 to 3 contended that in view of the dispute, a separate poles have to be erected for which the petitioner has to bear the costs.

The learned Counsel for the petitioner has fairly represented that his client has agreed to pay the amount for erecting new poles.

Considering the above circumstances, I feel it appropriate to direct the respondents 1 to 3 to supply electricity to the bore well of the petitioner bearing SC.No.220. It is needless to say that the petitioner has to pay the amount that would be incurred by the respondents 1 to 3 for erecting new poles.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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Justice D. Appa Rao

Dated: 24th May,2006

Note:

Issue C.C. tomorrow

(By Order)

bud/nn